



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

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March 31, 1993

Thorpe Waddingham, Attorney
P.O. Box 430
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RECEIVED

APR 06 1993

WATER RIGHTS
SALT LAKE

RE: Field Inspection
Gunnison Irrigation Company Diversions

Dear Sir:

This letter is in response to our telephone conversation of March 29, 1993, in which you alleged that Gunnison Irrigation Company was diverting Six Mile Creek into Nine Mile Reservoir before earlier priority rights were being filled. On the morning of March 30, 1993, this office inspected Gunnison Irrigation Company's storage facilities and diversion works. The results of our field inspection are as follows:

Nine Mile Reservoir

The staff gauge on Nine Mile Reservoir read 92.0. This represents a storage capacity of approximately 1500 acre-feet. This amount of storage is well below the decreed storage right of 3535 acre-feet. The only water that was being stored in Nine Mile Reservoir was from the springs which are above the reservoir.

Six Mile Creek Diversion

The splitter on Six Mile Creek was clear of trash and functioning properly. One-half the flow was being diverted to Funks Lake. The other half of the flow was running down the channel to the Gunnison Reservoir Diversion. The total flow of Six Mile Creek was 5.56 cfs. There was no water being diverted into the ditch that goes to Nine Mile Reservoir. Based upon the appearance and condition of this ditch, it is my opinion that no water has been diverted through it this year.

Gunnison Reservoir

The staff gauge on Gunnison Reservoir read 4.3. This represents a storage capacity of approximately 12,000 acre-feet. This amount of storage is well below the decreed storage right of 20,264.2 acre-feet. Very little water was making the reservoir from Six Mile Creek. However, there was a good flow coming into the reservoir from the San Pitch River.



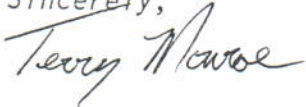
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Twelve Mile Creek Diversion

There was no water being diverted from Twelve Mile Creek. The Highland Canal was empty. All of Twelve Mile Creek was flowing down the natural channel to the San Pitch River and from there down to the Gunnison-Fayette Canal diversion. Gunnison-Fayette canal was diverting approximately 15 cfs. The remainder of the flow was running down the San Pitch River to its confluence with the Sevier River.

Based on the facts obtained from our field inspection, no unauthorized diversion or storage of water by Gunnison Irrigation Company was occurring on March 30, 1993.

Sincerely,



Terry Monroe
Assistant Regional Engineer

TM/cr

cc: Kirk Forbush
Lee Sim